

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
BROWNSVILLE DIVISION

United States District Court  
Southern District of Texas  
ENTERED

NOV 28 2007

Michael N. Milby, Clerk of Court  
By Deputy Clerk

UNITED STATES OF AMERICA

§

VS

§

CRIMINAL NO. B-07-636

Luis Angel Hernandez-Banda *ht*

§

**ORDER**

BE IT REMEMBERED on this 28 day of November, 2007, the

Court reviewed the file in the above-captioned matter and specifically the Report and Recommendation of the United States Magistrate Judge filed **July 19, 2007**, wherein the defendant **Luis Angel Hernandez-Banda** waived appearance before this Court and appeared before the United States Magistrate Judge **Felix Recio** for the taking of a felony guilty plea and Federal Rule of Criminal Procedure Rule 11 Allocution. The magistrate judge recommends that the plea of guilty be accepted by the undersigned, and noting no opposition by defendant **Luis Angel Hernandez-Banda** to the Report and Recommendation, the Court enters the following order:

IT IS ORDERED that the Report and Recommendation of the United States Magistrate Judge be and is hereby adopted. The Court finds the Defendant **Luis Angel Hernandez-Banda** guilty of the offense of **alien unlawfully found in the United States after deportation, having been convicted of a felony, in violation of 8 U.S.C. § 1326 (a) and (b)(1)**.

SIGNED this the 28 day of November, 2007.

*Hilda G. Tagle*  
Hilda G. Tagle  
United States District Judge